DOCKET NO.: BELL-0124 / 01118 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In Re Application of: Confirmation No.: 4570 Max L. Musser, et al. Application No.: 09/966,040 Group Art Unit: 2193 Filing Date: September 28, 2001 Examiner: Wood, William H. SYSTEM AND METHOD FOR AUTOMATED SOFTWARE DISTRIBUTION IN A FIBER OPTIC NETWORK **EXPRESS MAIL LABEL NO: EV325728756US** 08/18/2005 SHASSEN1 00000005 09966040 DATE OF DEPOSIT: August 16, 2005 01 FC:1801 790.00 OP EV325728756US Mail Stop AF Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir: REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL PURSUANT TO 37 CFR § 1.114 (Note - RCE practice is not available to United States applications with a filing date prior to June 8, 1995 or United States National Phase Applications where entry into the national phase is from an International Application filed prior to June 8, 1995. However, if a Continued Prosecution Application was filed after June 8, 1995 in one of the above-identified applications, RCE practice would then be permitted on that application) This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application. 1. Submission required under 37 CFR § 1.114

Consider the amendment(s)/reply under 37 CFR § 1.116 previously

Consider the arguments in the Appeal Brief or Reply Brief previously

. (Any unentered amendment(s) referred to above will

Previously submitted

filed on be entered).

filed on

DOCKET NO.: BELL-0124 / 01118 - 2 - PATENT						
			Other: .			
	\boxtimes	Enclos	sed			
			Amendment/Reply under 37 CFR § 1.116			
			Affidavit(s)/Declaration(s)			
			Information Disclosure Statement (IDS)			
		\boxtimes	Other: Amendments and Arguments in Support of Patenta Claims Pursuant to 37 CFR § 1.114	ability of the		
2.	Misce	llaneous	S			
		CFR §	Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)			
FEE CALCULATION:						

4.7

			SMALL ENTITY		NOT SMALL ENTITY		
□ RCE BASIC FILING FEE			\$395.00	\$	\$790.00	\$790.00	
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	20	20 (20 MINIMUM)	-0-	\$25 EACH	\$	\$50 EACH	\$-0-
INDEP. CLAIMS	3	4 (3 MINIMUM)	-0-	\$100 EACH	\$	\$200 EACH	\$-0-
FIRST PRES	FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$	\$360	\$-0-
ONE MONTH EXTENSION OF TIME				\$60	\$	\$120	\$-0-
☐ TWO MO	\$225	\$	\$450	\$-0-			
THREE I	\$510	\$	\$1020	\$-0-			
☐ FOUR M	\$795	\$	\$1590	\$-0-			
FIVE MC	\$1080	\$	\$2160	\$-0-			
(May only be taken when filing RCE in lieu of Appeal Brief) LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$)	minus	(\$-0-)
☐ TERMINAL DISCLAIMER				\$65	\$	\$130	\$-0-
TOTAL FEE DUE					\$		\$\$790.00

\boxtimes	A check in the amount of \$790.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
	Please charge Deposit Account No. 23-3050 in the amount of \$.00. This sheet is attached in duplicate.

DOCKET NO.: BELL-0124 / 01118 - 3 -**PATENT** П A response to the dated was due on . Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from to and through comprising an extension of the shortened statutory period of month(s). A Notice of Appeal was filed . An Appeal Brief is due on Applicants are filing this Request for Continued Examination in lieu of this Appeal Brief. Petition is hereby made to extend the time period from and through comprising a total extension of \boxtimes The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate. \boxtimes The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050. SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned. Date: August 16, 2005 Kenneth R. Eiferman Registration No. 51,647 Woodcock Washburn LLP One Liberty Place - 46th Floor

Philadelphia PA 19103 Telephone: (215) 568-3100

Facsimile: (215) 568-3439

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portice Action Dated: June 16, 2005

AMENDMENTS AND ARGUMENTS IN SUPPORT OF PATENTABILTY OF THE CLAIMS **PURSUANT TO 37 CFR § 1.114**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Max L. Musser, et al.

Confirmation No.: 4570

Application No.: 09/966,040

Group Art Unit: 2193

Filing Date: September 28, 2001

Examiner: Wood, William H.

For:

SYSTEM AND METHOD FOR AUTOMATED SOFTWARE

DISTRIBUTION IN A FIBER OPTIC NETWORK

EXPRESS MAIL LABEL NO: EV325728756US

DATE OF DEPOSIT: August 16, 2005

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

AMENDMENTS AND ARGUMENTS IN SUPPORT OF PATENTABILTY OF THE CLAIMS PURSUANT TO 37 CFR § 1.114

In response to the Official Action dated June 16, 2005, and in connection with the filing herewith of a Request for Continued Examination, reconsideration of the application is respectfully requested in view of the following amendments and arguments in support of patentability of the claims:

	Amendments to the Specification begin on page	of this paper.
\boxtimes	Amendments to the Claims are reflected in the begins on page 2 of this paper.	listing of the claims which
	Amendments to the Drawings begin on page an attached replacement sheet.	of this paper and include
\boxtimes	Remarks begin on page 6 of this paper.	